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4 DAVID TERRELL CUNNINGHAM,
5 Plaintiff,
6 v.
7 ALAMEDA COUNTY SHERIFF'S
8 DEPARTMENT, et al.,
9 Defendants.
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11 Case No. 20-cv-02191-VKD
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14 **ORDER OF REASSIGNMENT TO
15 DISTRICT JUDGE**

16 David Terrell Cunningham, a pretrial detainee proceeding pro se, filed this civil rights
17 complaint pursuant to 42 U.S.C. § 1983 against Alameda County Sheriff's Department officers.
18 Dkt. No. 1. Mr. Cunningham has failed to file a completed application to proceed in forma
19 pauperis by June 4, 2020, as the Court directed him to do in its last order granting him an
20 extension of time to do so. Dkt. No. 6. This action is therefore subject to dismissal. *Id.*

21 All named parties, including unserved defendants, must consent to magistrate judge
22 jurisdiction before a magistrate judge may hear and decide a case. *See* 28 U.S.C. § 636(c)(1);
23 *Williams v. King*, 875 F.3d 500, 501–04 (9th Cir. 2017) (magistrate judge lacked jurisdiction to
24 dismiss case on initial review because unserved defendants had not consented to proceed before
25 magistrate judge). As it appears that this case requires a decision that disposes of the claims
against some or all of the defendants at this time, and because not all parties have consented to
magistrate judge jurisdiction, the matter must be reassigned to a district judge.

26 Accordingly, the Clerk shall reassign this case to a district judge pursuant to the Court's
27 Assignment Plan.

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1 **IT IS SO ORDERED.**
2 Dated: June 12, 2020
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VIRGINIA K. DEMARCHI
United States Magistrate Judge